

1 BARRY J. PORTMAN  
2 Federal Public Defender  
2 JEROME E. MATTHEWS  
3 Assistant Federal Public Defender  
3 555 - 12th Street  
4 Suite 650  
4 Oakland, CA 94607-3627  
5 Telephone: (510) 637-3500

5  
6 Counsel for Defendant EDUARDO ENRIQUES CARVAJAL  
7  
8

9  
10  
11 IN THE UNITED STATES DISTRICT COURT  
12  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

UNITED STATES OF AMERICA,	)	No. CR-08 0033 DLJ
vs.	)	STIPULATION AND [PROPOSED]
EDUARDO ENRIQUES CARVAJAL,	)	ORDER CONTINUING HEARING DATE
Defendant.	)	

---

This matter presently is set for a status conference or change of plea on February 8, 2008. The parties are finalizing the terms of a plea agreement and anticipate that Mr. Enrique-Carvajal will be prepared to change his plea and be sentenced at the time of his first appearance.

It is therefore STIPULATED and AGREED that the status conference presently scheduled for February 8, 2008 be continued to February 15, 2008. It is appropriate to exclude time under the Speedy Trial Act because of the need for continuing review of the file in support of the proposed disposition, and because failure to grant the continuance would deny the defendant effective preparation of his defense. 18 U.S.C. § 3161(h)(8)(A) and (B)(iv).

1 Dated: February 7, 2008

1 /S/

---

2 WADE RHYNE  
3 Assistant United States Attorney

4

5 Date: February 7, 2008

5 /S/

---

6 JEROME E. MATTHEWS  
7 Assistant Federal Public Defender

8

9

10 I hereby attest that I have on file all holograph signatures for any signatures indicated by a  
11 "conformed" signature (/S/) within this e-filed document.

12

13

14 Good cause appearing therefor, IT IS ORDERED that this matter is continued to February  
15 15, 2008, and that time under the Speedy Trial Act be excluded on the grounds set forth in the  
16 foregoing stipulation.

17

18 Dated: February \_\_\_\_, 2008

---

19 D. LOWELL JENSEN  
20 United States District Judge

21  
22  
23  
24  
25  
26